

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

Date Filed: January 29, 2001

COUNTY

Court Date:

Assigned Justice:

ATTORNEY(S): JOEL D. LEIDERMAN: HAYT, HAYT &amp; LANDAU PH: 516-479-6480

ADDRESS: 711 STEWART AVENUE GARDEN CITY NY 11530 File No.: C99-15872

UNITED STATES OF AMERICA,

vs.

Plaintiff(s)/Petitioner(s)

MARISOL SOTO,

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NASSAU SS.:

Jean Hermantin, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On February 10, 2001 at 11:59 AM, at 67-39 KISSENA BLVD. APT. #1B FLUSHING, NY 11367, deponent served the within

## Summons In A Civil Action and Complaint

with Index Number CV 01 0555, and Date Filed January 29, 2001 endorsed thereon, on: MARISOL SOTO, Defendant therein named.

- #1 INDIVIDUAL ☒ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.
- #2 CORPORATION ☐ By delivering to and leaving with \_\_\_\_\_ and that deponent knew the person so served to be Managing Agent of the corporation, and authorized to accept service on behalf of the corporation.
- Service was made in the following manner after your deponent was unable, with due diligence, to serve the witness/defendant in person, and an attempt to locate the defendant's place of employment.
- #3 SUITABLE AGE PERSON ☐ By delivering a true copy of each to \_\_\_\_\_ a person of suitable age and discretion. Said premises is recipient's [ ] actual place of business [ ] dwelling house (usual place of abode) within the state.
- #4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's: [ ] actual place of business [ ] dwelling house (place of abode) within the state.
- #5 MAIL COPY ☐ On \_\_\_\_\_, deponent completed service under the last two sections by depositing a copy of the \_\_\_\_\_ to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York. Certified Mail No. \_\_\_\_\_
- Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_
- #6 NON-SRVC ☐ After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following: [ ] Unknown at Address [ ] Evading [ ] Moved left no forwarding [ ] Address does not exist [ ] Other: \_\_\_\_\_
- #7 DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:  
☒ Sex Female Color of skin White Color of hair Black Age 21 - 35 Yrs. Height 5' 4" - 5' 8"  
(Use with #1, 2 or 3) Weight 100 - 130 Lbs. Other Features: \_\_\_\_\_

- #8 WIT. FEES ☐ the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.
- #9 MILITARYSRVC ☒ Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

#10 OTHER

Sworn to before me on this 12 day of February, 2001

BARBARA A. SHURGIN  
NOTARY PUBLIC, State of New York  
No. 30-6004737, Qualified in Nassau County  
Term Expires November 23, 2002

Jean Hermantin  
Server's Lic # 0843863

Invoice/Work Order # 0005584